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In re Application of	:	
RADEMACHER, et al.	:	
U.S. Application No.: 10/505,317	:	
PCT No.: PCT/EP03/01052	:	
Int. Filing Date: 04 February 2003	:	COMMUNICATION
Priority Date: 21 February 2002	:	
Attorney Docket No.: RO0861US	:	
For: FILM-SHAPED OR WAFER-SHAPED	:	
PHARMACEUTICAL PREPARATION WITH	:	
MASKED TASTE	:	

This Communication is in response to applicant's correspondence filed 31 January 2006 requesting a corrected "Notice of Acceptance of Application."

BACKGROUND

On 04 February 2003, applicant filed international application PCT/EP03/01052, which claimed priority of an earlier application filed 21 February 2002. Pursuant to 37 CFR 1.492, the thirty-month period for paying the basic national fee in the United States expired at midnight on 21 August 2004.

On 20 August 2004, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by payment of the full, U.S. basic national fee.

On 06 April 2005, applicant was mailed a "Notification of Acceptance of Application" (Form PCT/DO/EO/903) indicating a 371 (c)(1), (c)(2) and (c)(4) date of 20 August 2004.

On 20 April 2005, applicant filed a letter accompanied by an English language combined declaration and power of attorney.

On 18 January 2006, applicant was mailed a "Withdrawal of Previously Sent Notice" withdrawing the Form PCT/DO/EO/903 mailed 06 April 2005 accompanied by a new "Notification of Acceptance of Application" indicating a 371 (c)(1), (c)(2) and (c)(4) date of 20 August 2004 and a date of completion of all 35 U.S.C. 371 requirements of 25 April 2005.

On 31 January 2006, applicant filed the present request.

DISCUSSION

A review of the published international application, as well as other information from the International Bureau (IB) shows that applicant provided a properly executed declaration of the inventors at the time of filing the international application. As such, all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States were satisfied with applicant's initial National stage filing on 20 August 2004.

CONCLUSION

The "Notification of Acceptance of Application" (Form PCT/DO/EO/903) mailed 18 January 2006 is hereby **VACATED**.

This application will be given an international application filing date of 04 February 2003 and a date of **20 August 2004** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4). In addition, 20 August 2004 is considered the date of completion of all 35 U.S.C. 371 requirements and will be indicated on a newly mailed Form PCT/DO/EO/903.

This application is being returned to the DO/EO/US for processing in accordance with this decision.



Derek A. Putonen
Attorney Advisor
Office of PCT Legal Administration
Tel: (571) 272-3294
Fax: (571) 273-0459